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3 UNITED STATES DISTRICT COURT
4 DISTRICT OF NEVADA

5 * * *

6 Richard Iden,

Case No. 3:19-cv-00593-MMD-CLB

7 Plaintiff,

ORDER

8 v.

9 SEVENTH JUDICIAL DISTRICT COURT,

10 Defendant.
11

12 *Pro Se* Plaintiff Richard Iden, an inmate in the custody of the Nevada Department
13 of Corrections ("NDOC"), brings this action under 42 U.S.C. § 1983. Before the Court is
14 the Report and Recommendation ("R&R") of United States Magistrate Judge Carla
15 Baldwin recommending that the Court dismiss this action for failure to pay the full filing fee
16 or file an application to proceed *in forma pauperis*. (ECF No. 6.) Plaintiff had until March
17 17, 2020, to file objections. To date, no objection to the R&R has been filed. For this
18 reason, and as explained below, the Court adopts the R&R and dismisses this action in
19 its entirety.

20 This Court "may accept, reject, or modify, in whole or in part, the findings or
21 recommendations made by the magistrate judge." 28 U.S.C. § 636(b)(1). Where a party
22 timely objects to a magistrate judge's report and recommendation, then the Court is
23 required to "make a *de novo* determination of those portions of the [report and
24 recommendation] to which objection is made." 28 U.S.C. § 636(b)(1). Where a party fails
25 to object, however, the Court is not required to conduct "any review at all . . . of any issue
26 that is not the subject of an objection." *Thomas v. Arn*, 474 U.S. 140, 149 (1985); *see also*
27 *United States v. Reyna-Tapia*, 328 F.3d 1114 (9th Cir. 2003) ("De novo review of the
28 magistrate judges' findings and recommendations is required if, but only if, one or both

1 parties file objections to the findings and recommendations.”) (emphasis in original); Fed.
2 R. Civ. P. 72, Advisory Committee Notes (1983) (providing that the Court “need only satisfy
3 itself that there is no clear error on the face of the record in order to accept the
4 recommendation”).

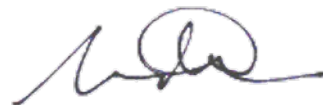
5 Nevertheless, the Court conducts *de novo* review to determine whether to accept
6 the R&R. Judge Baldwin notes that the Court twice directed Plaintiff to pay the full filing
7 fee or apply to proceed *in forma pauperis*. (ECF No. 6 at 1; ECF Nos. 3, 5.) Judge Baldwin
8 gave Plaintiff until February 29, 2020, to take these actions, but Plaintiff failed to do so.
9 (*Id.*) Therefore, Judge Baldwin recommends that this action be dismissed without
10 prejudice. (*Id.*) Upon reviewing the R&R and underlying orders, this Court finds good
11 cause to adopt Judge Baldwin’s recommendation in full.

12 It is therefore ordered that Judge Baldwin’s Report and Recommendation (ECF No.
13 6) is adopted in its entirety.

14 It is further ordered that this action is dismissed in its entirety without prejudice

15 The Clerk of the Court is directed to enter judgment in accordance with this order
16 and close this case.

17 DATED THIS 24th day of March 2020.

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MIRANDA M. DU
CHIEF UNITED STATES DISTRICT JUDGE